

CAS101

DOCKET BOOK REPORT

PAGE 1

CASE # 1600185

COURT: 276TH DISTRICT COURT

03/27/2017

CAUSE: INJURY OR DAMAGE WITH MV

STYLE: MARY BOYD, ET VIR

VS JEFF SLACK, INDIVIDUALLY AND

JAMES BOYD

D/B/A SUPERIOR INVESTMENT  
HOLDING CO., LLC

## PLAINTIFF

NAME

ATTORNEY

BOYD, JAMES

P

BOYD, MARY

P

BROWN, THOMAS H  
116 N. KILGORE ST  
KILGORE, TX. 75662  
903-984-0999

## DEFENDANT

NAME

ATTORNEY

HENSON, DANIEL W. (DISMISSED) D  
2444 PR 7200

JEFFERSON, TEXAS 75657

JOHNSON, EARNEST D. (DISMISSED) D  
189 DEEP VALLEY DRIVE  
JEFFERSON, TEXAS 75657

SLACK, JEFF

D

101 SLACK GROUP LANE  
MINDEN, LA 71055SMITH, BRIAN D.  
P.O. BOX 1180  
SHREVEPORT, LOUISIANA 71163  
318-221-3444SUPERIOR INVESTMENT HOLDING CO D  
101 SLACK GROUP LANE  
MINDEN, LA 71055SMITH, BRIAN D.  
P.O. BOX 1180  
SHREVEPORT, LOUISIANA 71163  
318-221-3444

## TRANSACTIONS FOR ALL PARTIES

/ / THRU / /

DATE	DESCRIPTION	AMOUNT	INITIALS	PAGES
11/18/2016	PLAINTIFF'S ORIGINAL PETITION AND REQUEST FOR DISCOVERY/BJJ	272.00-	I	5
11/18/2016	CITATION/SUPERIOR INVESTMENT HOLDING CO. LLC /E-FILED TO ATTORNEY FOR SERVICE/BJJ	8.00-	I	1
11/18/2016	CITATION/JEFF SLACK/E-FILED TO ATTORNEY FOR SERVICE/BJJ	8.00-	I	1
11/21/2016	PLAINTIFF'S FIRST AMENDED PETITION AND REQUEST FOR DISCOVERY/BJJ		I	6
11/22/2016	EFILE PMT-PETITION & 2 CITATIONS/SA	288.00		
11/22/2016	CITATION/DANIEL WAYNE HENSON/E-FILED TO ATTORNEY FOR SERVICE PER INSTRUCTIONS/BJJ	8.00-	I	1
11/22/2016	CITATION/EARNEST DAYTON JOHNSON/E-FILED TO THE ATTORNEY FOR SERVICE PER INSTRUCTIONS/BJJ	8.00-	I	1
11/25/2016	EFILE PMT-2 CITATIONS/SA	16.00		
11/30/2016	REQUEST FOR CITATIONS BY CERTIFIED MAIL/BJJ		I	1

EXHIBIT

B

A TRUE COPY  
ATTEST:

Susan Anderson

DISTRICT CLERK

CAS101

DOCKET BOOK REPORT

PAGE 2

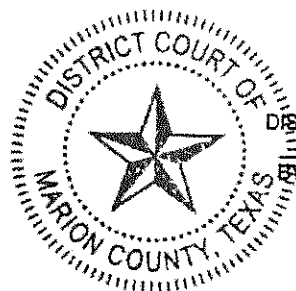
CASE # 1600185

COURT: 276TH DISTRICT COURT

03/27/2017

CAUSE: INJURY OR DAMAGE WITH MV

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A CERTIFIED COPY  
 ATTEST: SUSAN ANDERSON  
 DISTRICT CLERK, MARION COUNTY, TEXAS  
 BY March 27 2017  
[Signature]  
 DEPUTY

Filed: 11/18/2016 2:05:45 PM  
 Susan Anderson  
 District Clerk,  
 Marion County, Texas  
 B. J. Westbrook

CAUSE NO. 1600185

MARY BOYD , et vir	§	IN THE DISTRICT COURT
JAMES BOYD		
	§	
VS.	§	<u>276th/115th</u> JUDICIAL DISTRICT
	§	
JEFF SLACK, INDIVIDUALLY AND DBA	§	
SUPERIOR INVESTMENT HOLDING	§	
CO, LLC	§	MARION COUNTY, TEXAS

**PLAINTIFF'S ORIGINAL PETITION AND REQUEST FOR DISCOVERY**

TO THE HONORABLE JUDGE OF SAID COURT, comes now MARY BOYD et vir JAMES BOYD, complaining of JEFF SLACK, INDIVIDUALLY AND DBA SUPERIOR INVESTMENT HOLDING CO, LLC., and for cause of action would show the Court the following:

**DISCOVERY CONTROL PLAN LEVEL**

1. Plaintiff intends that discovery be conducted under Discovery Level 2.

**PARTIES AND SERVICE**

2. PLAINTIFF, Mary Boyd is an individual with her permanent residence in Mt. Enterprise, Rusk County, Texas.
3. PLAINTIFF, James Boyd is an individual with his permanent residence in Mt. Enterprise, Rusk County, Texas.
4. DEFENDANT, SUPERIOR INVESTMENT HOLDING CO, LLC. is a limited liability company doing business in Marion County Texas and may be served with process through its owner Jeff S. Slack at 101 Slack Group Lane, Minden, LA 71055.
5. DEFENDANT, JEFF SLACK. is an Individual who may be served with process at 101 Slack Group Lane, Minden, LA 71055.

Plaintiff's Original Petition

### JURISDICTION AND VENUE

6. The subject matter in controversy is within the jurisdictional limits of this Court.

7. This Court has jurisdiction over this cause of action because it occurred in the State of Texas and Defendants are doing business in this State and County.

8. Venue in Marion County is proper in this cause under Section 15.002(a)(1) of the Texas Civil Practice and Remedies Code because all or a substantial part of the events or omissions giving rise to this lawsuit occurred in this county and the Defendant was doing business in Marion County, Texas.

### FACTS

9. PLAINTIFF would show that on or about the 4<sup>th</sup> day of December, 2014 at approximately 3:30 p.m., the Plaintiff was riding on a trolley owned and operated by the Defendant, JEFF SLACK, INDIVIDUALLY AND D/B/A SUPERIOR INVESTMENT HOLDING CO, LLC., as a part of the Jefferson, Texas Candlelight Tour of Homes. While on the tour, the trolley operator attempted to make a turn and struck a brick column and curb which caused the Plaintiff to bounce out of her seat into the air and land on her hip with her right leg folded under her left leg. This sudden and violent collision caused serious and debilitating personal injuries which will cause and have caused extreme pain and suffering, mental anguish, lack of physical capacity and impairment, emotional anguish and suffering, as well as medical expenses and other injuries to Plaintiff MARY BOYD, both now and in the future. All of these injuries were proximately caused by the negligence or other acts of the Defendants and said damages are far in excess of the minimum jurisdictional limits of this Court.

**DAMAGES FOR PLAINTIFF  
MARY BOYD**

10. At the time of the collision made the basis of this action, Plaintiff MARY BOYD was struck suddenly, violently, and unexpectedly causing numerous personal injuries to Plaintiff. These injuries have caused physical pain, impairment and mental anguish since the time of said collision and in all medical probability, will continue to cause such pain, impairment and mental anguish in the future.

11. Because of such injuries, it has been necessary for Plaintiff MARY BOYD to have medical treatment, to be under the care of doctors and to purchase medicines since the time of the collision and in all probability he will continue to require such medical treatment in the indefinite future. In addition, Plaintiff has been unable to perform many of the ordinary, customary tasks of his life since the time of this collision and in all reasonable probability, will continue to suffer some permanent impairment of his ability to perform such tasks in the future.

12. As a result of the injuries sustained by Plaintiff MARY BOYD, his ability to administer to the needs of herself and her family and to attend to her customary household duties and occupations has been seriously impaired and in all reasonable probability, will continue to be so impaired far into the future, if not for the balance of her natural life, all to her damages and loss in excess of the minimum jurisdictional limits of this Court. Plaintiff, JAMES BOYD has likewise suffered a loss of consortium and property damages as a direct and proximate cause result of this collision, in excess of the minimum jurisdictional limits of this court.

13. In accordance with Texas law, Plaintiff seeks fair, reasonable and adequate compensation for her damages, past and future, as outlined herein, which Plaintiff alleges to be in

an amount in excess of \$200,000.00 but not more than \$500,000.00 and for which Plaintiff sues herein.

14. Pleading further, Plaintiff would show that the Defendant's conduct violated specific provisions of law which were enacted for the protection of the law abiding public, a class to which the Plaintiff is a member, and by reason thereof, Defendant was negligent in the operation of the trolley as a matter of law, and such negligence singularly or in combination with other acts, was the proximate cause of the occurrence made the basis of Plaintiffs' cause of action.

#### **REQUEST FOR DISCLOSURE**

15. Plaintiffs, in accordance with the terms and provisions of Rule 194, request Defendant, to within fifty (50) days of service of this request, provide to Plaintiffs' counsel at his address, the information or material described in Rule 194.2(a)-(k). In the event that items sought cannot be readily copied or photographed or in the event that any of the material are too voluminous for copying, Plaintiffs would request that they be tendered for inspection and copying at the Law Office of Thomas H. Brown, PLLC, 116 N. Kilgore, Texas 75662, at 10:00 a. m., on the morning fifty (50) days after receipt of this request.

#### **REQUESTS FOR PRODUCTION**

16. Defendants are requested to produce all documents, electronic information, and tangible items that the Defendant have in their possession, custody, or control and may use to support their claims or defenses. For purposes of this request, the phrase "may use to support its claims or defenses" has the same meaning as when that same phrase is used in the context of Fed. R. Civ. P. 23(a)(1)(A)(ii) and Tex. R. Civ. P. 190.2(b)(6).

17. Defendants are requested to produce the last ten years of contracts and agreements

with any person or entity in this civil action to the extent that such contracts or agreements pertain to (1) the operation of the trolley and (2) all licensure and training of the Drive of the trolley at the time of the accident.

**JURY DEMAND**

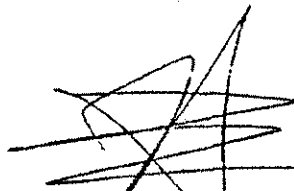
18. The Plaintiffs demand a trial by jury for all issues so triable.

**PRAYER**

**WHEREFORE, PREMISES CONSIDERED,** Plaintiff respectfully prays that the Defendants be cited to appear and answer herein, and that upon a final hearing of the cause, judgment be entered for the Plaintiff against Defendants for damages in an amount within the jurisdictional limits of the Court in an amount in excess of \$200,000.00 but not more than \$500, 000.00 as set forth herein together with pre-judgment interest (from the date of injury through the date of judgment) at the maximum rate allowed by law; post-judgment interest at the legal rate, costs of court; and such other and further relief to which the Plaintiff may be entitled at law or in equity.

Respectfully submitted,

LAW OFFICE OF THOMAS H. BROWN, PLLC

A handwritten signature in black ink, appearing to be 'THOMAS H. BROWN', written over a horizontal line.

THOMAS H. BROWN  
Texas Bar No. 03175650  
116 N. Kilgore Street  
Kilgore, TX 75662  
Tel. (903) 984-0999  
Fax. (903) 984-2697  
tombrown@tombrownlaw.com

Attorney for Plaintiffs

Filed: 11/21/2016 4:25:30 PM  
Susan Anderson  
District Clerk,  
Marion County, Texas  
B. J. Westbrook

**CAUSE NO. 1600185**

MARY BOYD , et vir	§	IN THE DISTRICT COURT
JAMES BOYD	§	
	§	
VS.	§	276 <sup>th</sup> / 115 <sup>th</sup> JUDICIAL DISTRICT
	§	
JEFF SLACK, INDIVIDUALLY AND DBA	§	
SUPERIOR INVESTMENT HOLDING	§	
CO, LLC; EARNEST DAYTON JOHNSON	§	
AND DANIEL WAYNE HENSON	§	MARION COUNTY, TEXAS

**PLAINTIFF'S FIRST AMENDED PETITION AND REQUEST FOR DISCOVERY**

TO THE HONORABLE JUDGE OF SAID COURT, comes now MARY BOYD et vir JAMES BOYD, complaining of JEFF SLACK, INDIVIDUALLY AND DBA SUPERIOR INVESTMENT HOLDING CO, LLC., and for cause of action would show the Court the following:

**DISCOVERY CONTROL PLAN LEVEL**

1. Plaintiff intends that discovery be conducted under Discovery Level 2.

**PARTIES AND SERVICE**

2. PLAINTIFF, Mary Boyd is an individual with her permanent residence in Mt. Enterprise, Rusk County, Texas.
3. PLAINTIFF, James Boyd is an individual with his permanent residence in Mt. Enterprise, Rusk County, Texas.
4. DEFENDANT, SUPERIOR INVESTMENT HOLDING CO, LLC. is a limited liability company doing business in Marion County Texas and may be served with process through its owner Jeff S. Slack at 101 Slack Group Lane, Minden, LA 71055.

Plaintiff's Original Petition



5. DEFENDANT, JEFF SLACK is an Individual who may be served with process at 101 Slack Group Lane, Minden, LA 71055.

6. DEFENDANT, DANIEL WAYNE HENSON is an Individual who may be served with process at 2444 PR 7200, Jefferson, TX 75657.

7. DEFENDANT, EARNEST DAYTON JOHNSON is an Individual who may be served with process at 189 Deep Valley Drive, Jefferson, TX 75657.

#### **JURISDICTION AND VENUE**

8. The subject matter in controversy is within the jurisdictional limits of this Court.

9. This Court has jurisdiction over this cause of action because it occurred in the State of Texas and Defendants are doing business in this State and County.

10. Venue in Marion County is proper in this cause under Section 15.002(a)(1) of the Texas Civil Practice and Remedies Code because all or a substantial part of the events or omissions giving rise to this lawsuit occurred in this county and the Defendant was doing business in Marion County, Texas.

#### **FACTS**

11. PLAINTIFF would show that on or about the 4<sup>th</sup> day of December, 2014 at approximately 3:30 p.m., the Plaintiff was riding on a trolley owned by the Defendant JEFF SLACK, INDIVIDUALLY AND D/B/A SUPERIOR INVESTMENT HOLDING CO, LLC., as a part of the Jefferson, Texas Candlelight Tour of Homes. The trolley was being operated by either Defendant, EARNEST DAYTON JOHNSON or Defendant, DANIEL WAYNE HENSON. While on the tour, the trolley operator attempted to make a turn and struck a brick column and curb which caused the Plaintiff to bounce out of her seat into the air and land on her hip with her right leg folded under her left leg. This

sudden and violent collision caused serious and debilitating personal injuries which will cause and have caused extreme pain and suffering, mental anguish, lack of physical capacity and impairment, emotional anguish and suffering, as well as medical expenses and other injuries to Plaintiff MARY BOYD, both now and in the future. All of these injuries were proximately caused by the negligence or other acts of the Defendants and said damages are far in excess of the minimum jurisdictional limits of this Court.

**DAMAGES FOR PLAINTIFF  
MARY BOYD**

12. At the time of the collision made the basis of this action, Plaintiff MARY BOYD was struck suddenly, violently, and unexpectedly causing numerous personal injuries to Plaintiff. These injuries have caused physical pain, impairment and mental anguish since the time of said collision and in all medical probability, will continue to cause such pain, impairment and mental anguish in the future.

13. Because of such injuries, it has been necessary for Plaintiff MARY BOYD to have medical treatment, to be under the care of doctors and to purchase medicines since the time of the collision and in all probability he will continue to require such medical treatment in the indefinite future. In addition, Plaintiff has been unable to perform many of the ordinary, customary tasks of his life since the time of this collision and in all reasonable probability, will continue to suffer some permanent impairment of his ability to perform such tasks in the future.

14. As a result of the injuries sustained by Plaintiff MARY BOYD, his ability to administer to the needs of herself and her family and to attend to her customary household duties and occupations has been seriously impaired and in all reasonable probability, will continue to be so impaired far into the future,

if not for the balance of her natural life, all to her damages and loss in excess of the minimum jurisdictional limits of this Court. Plaintiff, JAMES BOYD has likewise suffered a loss of consortium and property damages as a direct and proximate cause result of this collision, in excess of the minimum jurisdictional limits of this court.

15. In accordance with Texas law, Plaintiff seeks fair, reasonable and adequate compensation for her damages, past and future, as outlined herein, which Plaintiff alleges to be in an amount in excess of \$200,000.00 but not more than \$500,000.00 and for which Plaintiff sues herein.

16. Pleading further, Plaintiff would show that the Defendant's conduct violated specific provisions of law which were enacted for the protection of the law abiding public, a class to which the Plaintiff is a member, and by reason thereof, Defendant was negligent in the operation of the trolley as a matter of law, and such negligence singularly or in combination with other acts, was the proximate cause of the occurrence made the basis of Plaintiffs' cause of action.

#### **REQUEST FOR DISCLOSURE**

17. Plaintiffs, in accordance with the terms and provisions of Rule 194, request Defendants, to within fifty (50) days of service of this request, provide to Plaintiffs' counsel at his address, the information or material described in Rule 194.2(a)-(k). In the event that items sought cannot be readily copied or photographed or in the event that any of the material are too voluminous for copying, Plaintiffs would request that they be tendered for inspection and copying at the Law Office of Thomas H. Brown, PLLC, 116 N. Kilgore, Texas 75662, at 10:00 a. m., on the morning fifty (50) days after receipt of this request.

### **REQUESTS FOR PRODUCTION**

18. Defendants are requested to produce all documents, electronic information, and tangible items that the Defendant have in their possession, custody, or control and may use to support their claims or defenses. For purposes of this request, the phrase "may use to support its claims or defenses" has the same meaning as when that same phrase is used in the context of Fed. R. Civ. P. 23(a)(1)(A)(ii) and Tex. R. Civ. P. 190.2(b)(6).

19. Defendants are requested to produce the last ten years of contracts and agreements with any person or entity in this civil action to the extent that such contracts or agreements pertain to (1) the operation of the trolley and (2) all licensure and training of the Drive of the trolley at the time of the accident.

### **JURY DEMAND**

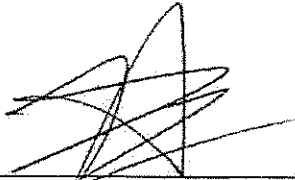
20. The Plaintiffs demand a trial by jury for all issues so triable.

### **PRAYER**

**WHEREFORE, PREMISES CONSIDERED,** Plaintiff respectfully prays that the Defendants be cited to appear and answer herein, and that upon a final hearing of the cause, judgment be entered for the Plaintiff against Defendants for damages in an amount within the jurisdictional limits of the Court in an amount in excess of \$200,000.00 but not more than \$500,000.00 as set forth herein together with pre-judgment interest (from the date of injury through the date of judgment) at the maximum rate allowed by law; post-judgment interest at the legal rate, costs of court; and such other and further relief to which the Plaintiff may be entitled at law or in equity.

Respectfully submitted,

LAW OFFICE OF THOMAS H. BROWN, PLLC

A handwritten signature in black ink, appearing to be 'THOMAS H. BROWN', written over a horizontal line.

THOMAS H. BROWN  
Texas Bar No. 03175650  
116 N. Kilgore Street  
Kilgore, TX 75662  
Tel. (903) 984-0999  
Fax. (903) 984-2697  
tombrown@tombrownlaw.com

Attorney for Plaintiffs

---

Plaintiff's Original Petition

1600185

THE STATE OF TEXAS  
MARION COUNTY  
DISTRICT COURT

CITATION FOR PERSONAL SERVICE

To: SUPERIOR INVESTMENT  
HOLDING CO., LLC. Owner JEFF S. SLACK  
101 SLACK GROUP LANE  
MINDEN, LA 71055

NOTICE TO DEFENDANT:

**YOU HAVE BEEN SUED. YOU MAY EMPLOY AN ATTORNEY. IF YOU OR YOUR ATTORNEY DO NOT FILE A WRITTEN ANSWER WITH THE CLERK WHO ISSUED THIS CITATION BY 10:00 A.M. ON THE MONDAY NEXT FOLLOWING THE EXPIRATION OF TWENTY DAYS AFTER YOU WERE SERVED THIS CITATION AND PETITION, A DEFAULT JUDGMENT MAY BE TAKEN AGAINST YOU.**

You are hereby commanded to appear by filing a written answer to the petition of plaintiff at or before 10 o'clock a.m. of the Monday next after the expiration of twenty days after the date of service of this citation before the Honorable District Court of Marion County, Texas at the Courthouse of said County in Jefferson, Texas.

Said petition was filed in said Court on the 18th day of November, 2016, in this cause, numbered 1600185 on the docket of said Court and styled:

MARY BOYD, et vir  
JAMES BOYD

VS

JEFF SLACK, INDIVIDUALLY AND  
D/B/A SUPERIOR INVESTMENT  
HOLDING CO., LLC

ATTORNEY FOR PLAINTIFF: THOMAS H BROWN  
116 N. KILGORE ST  
KILGORE, TEXAS 75662

The nature of this demand is fully shown by a true and correct copy of the petition, accompanying this citation and made a part hereof. The Officer executing this citation shall promptly serve the same according to requirements of law, and mandates thereof, and make due return as the law directs.

Issued and given under my hand and seal of said Court at Jefferson, Marion County, Texas, this 18th day of November, 2016.

Susan Anderson, District Clerk  
Marion County, Texas

By: *Billing W. [Signature]*

OFFICER'S OR AUTHORIZED PERSON'S RETURN

Came to hand this \_\_\_ day of \_\_\_, 20 \_\_, and executed at \_\_\_, within the County of \_\_\_ at \_\_\_ o'clock \_\_\_ m. on the \_\_\_ day of \_\_\_, by delivering to the within named \_\_\_, in person, a true copy of this citation together with the accompanying copy of the petition, and endorsed on said copy of citation the date of delivery.

Sheriff/Constable of \_\_\_\_\_ County, Texas  
By: \_\_\_\_\_ Deputy  
or authorized person: \_\_\_\_\_

Subscribed and sworn to before me, the undersigned authority, this \_\_\_ day of \_\_\_, \_\_\_\_\_.

Notary Public  
Commission Expires: \_\_\_\_\_

**COPY**



Filed: 12/1/2016 3:18:17 PM  
 Susan Anderson  
 District Clerk  
 Marion County, Texas  
 B. J. Westbrook

1600185

THE STATE OF TEXAS  
 MARION COUNTY  
 DISTRICT COURT

## CITATION FOR PERSONAL SERVICE

To: JEFF SLACK  
 101 SLACK GROUP LANE  
 MINDEN, LA 71055

## NOTICE TO DEFENDANT:

YOU HAVE BEEN SUED. YOU MAY EMPLOY AN ATTORNEY. IF YOU OR YOUR ATTORNEY DO NOT FILE A WRITTEN ANSWER WITH THE CLERK WHO ISSUED THIS CITATION BY 10:00 A.M. ON THE MONDAY NEXT FOLLOWING THE EXPIRATION OF TWENTY DAYS AFTER YOU WERE SERVED THIS CITATION AND PETITION, A DEFAULT JUDGMENT MAY BE TAKEN AGAINST YOU.

You are hereby commanded to appear by filing a written answer to the petition of plaintiff at or before 10 o'clock a.m. of the Monday next after the expiration of twenty days after the date of service of this citation before the Honorable District Court of Marion County, Texas at the Courthouse of said County in Jefferson, Texas.

Said petition was filed in said Court on the 18th day of November, 2016, in this cause, numbered 1600185 on the docket of said Court and styled:

MARY BOYD, et vir,  
 JAMES BOYD

VS

JEFF SLACK INDIVIDUALLY AND  
 D/B/A SUPERIOR INVESTMENT  
 HOLDING CO., LLC

ATTORNEY FOR PLAINTIFF:

THOMAS H BROWN  
 1601 N. KILGORE ST.  
 KILGORE, TEXAS 75662

The nature of this demand is fully shown by a true and correct copy of the petition accompanying this citation and made a part hereof. The Officer executing this citation shall promptly serve the same according to requirements of law, and mandates thereof, and make due return as the law directs.

Issued and given under my hand and seal of said Court at Jefferson, Marion County, Texas, this 18th day of November, 2016.

Susan Anderson, District Clerk  
 Marion County, Texas

By: *B. J. Westbrook*

## OFFICER'S OR AUTHORIZED PERSON'S RETURN

Came to hand this 18 day of Nov, 2016 and executed at WATERLOO LAWS OFFICE within the County of Marion at 12:00 clock P.m. on the 30 day of Nov, 2016 by delivering to the within named JEFF SLACK in person a true copy of this citation together with the accompanying copy of the petition, and endorsed on said copy of citation the date of delivery.

Sheriff/Constable of Marion County, Texas  
 By: [Signature] Deputy

Subscribed and sworn to before me, the undersigned authority, this 18 day of December, 2016

in Shreveport, Caddo Parish, Louisiana  
Mark D. [Signature]

Notary Public  
 Commission Expires upon death

11-30-16

RETURN TO COURT

*for Mr. [Signature] get [Signature] for Co. [Signature]*



Filed: 12/1/2016 3:18:17 PM  
 Susan Anderson  
 District Clerk  
 Marion County, Texas  
 B. J. Westbrook

THE STATE OF TEXAS  
 MARION COUNTY  
 DISTRICT COURT

1600185

### CITATION FOR PERSONAL SERVICE

To: SUPERIOR INVESTMENT  
 HOLDING CO. LLC Owner JEFF S. SLACK  
 101 SLACK GROUP LANE  
 MINDEN, LA 71055

#### NOTICE TO DEFENDANT:

YOU HAVE BEEN SUED. YOU MAY EMPLOY AN ATTORNEY. IF YOU OR YOUR ATTORNEY DO NOT FILE A WRITTEN ANSWER WITH THE CLERK WHO ISSUED THIS CITATION BY 10:00 A.M. ON THE MONDAY NEXT FOLLOWING THE EXPIRATION OF TWENTY DAYS AFTER YOU WERE SERVED THIS CITATION AND PETITION, A DEFAULT JUDGMENT MAY BE TAKEN AGAINST YOU.

You are hereby commanded to appear by filing a written answer to the petition of plaintiff at or before 10 o'clock a.m. of the Monday next after the expiration of twenty days after the date of service of this citation before the Honorable District Court of Marion County, Texas at the Courthouse of said County in Jefferson, Texas.

Said petition was filed in said Court on the 18th day of November 2016, in this cause, numbered 1600185 on the docket of said Court and styled:

MARY BOYD, et vir  
 JAMES BOYD

VS

JEFF SLACK, INDIVIDUALLY AND  
 D/B/A SUPERIOR INVESTMENT  
 HOLDING CO. LLC

ATTORNEY FOR PLAINTIFF: THOMAS H BROWN  
 116 N KILGORE ST  
 KILGORE, TEXAS 75662

The nature of this demand is fully shown by a true and correct copy of the petition accompanying this citation and made a part hereof. The Officer executing this citation shall promptly serve the same according to requirements of law, and mandates thereof, and make due return as the law directs.

Issued and given under my hand and seal of said Court at Jefferson, Marion County, Texas, this 18th day of November, 2016.

Susan Anderson, District Clerk  
 Marion County, Texas

By: *B. J. Westbrook*

#### OFFICER'S OR AUTHORIZED PERSON'S RETURN

Came to hand this 28 day of Nov 2016 and executed at 101 SLACK GROUP LANE within the County of Nov at 8:00 o'clock a.m. on the 28 day of Nov 2016 by delivering to the within named Kim Kelly McCoy in person a true copy of this citation together with the accompanying copy of the petition, and endorsed on said copy of citation the date of delivery.

Sheriff/Constable of *R. C. Turner* County, Texas  
 By: *R. C. Turner* Deputy

Subscribed and sworn to before me, the undersigned authority, this 30 day of December 2016

*in Shreveport, Louisiana*  
*Michael D. Westbrook*

Notary Public  
 Commission Expires: *on 12/31/16*

#### RETURN TO COURT

*Kim Kelly McCoy*

Turner & Associates  
 2800 Yource Drive

3824 03269



Filed: 12/1/2016 3:18:17 PM  
 Susan Anderson  
 District Clerk  
 Marion County, Texas  
 B. J. Westbrook

1600185

THE STATE OF TEXAS  
 MARION COUNTY  
 DISTRICT COURT

## CITATION FOR PERSONAL SERVICE

To: DANIEL WAYNE HENSON  
 2444 PR-7200  
 JEFFERSON, TEXAS 75657

## NOTICE TO DEFENDANT:

YOU HAVE BEEN SUED. YOU MAY EMPLOY AN ATTORNEY. IF YOU OR YOUR ATTORNEY DO NOT FILE A WRITTEN ANSWER WITH THE CLERK WHO ISSUED THIS CITATION BY 10:00 A.M. ON THE MONDAY NEXT FOLLOWING THE EXPIRATION OF TWENTY DAYS AFTER YOU WERE SERVED THIS CITATION AND PETITION, A DEFAULT JUDGMENT MAY BE TAKEN AGAINST YOU.

You are hereby commanded to appear by filing a written answer to the petition of plaintiff at or before 10 o'clock a.m. of the Monday next after the expiration of twenty days after the date of service of this citation before the Honorable District Court of Marion County, Texas at the Courthouse of said County in Jefferson, Texas.

Said first amended petition was filed in said Court on the 21th day of November, 2016, in this cause, numbered 1600185 on the docket of said Court and styled:

MARY BOYD, et vir  
 JAMES BOYD

VS

JEFF SLACK INDIVIDUALLY AND  
 D/B/A SUPERIOR INVESTMENT  
 HOLDING CO. LLC

ATTORNEY FOR PLAINTIFF:

THOMAS H BROWN  
 116 N. KILGORE ST  
 KILGORE, TEXAS 75662

The nature of this demand is fully shown by a true and correct copy of the petition, accompanying this citation and made a part hereof. The Officer executing this citation shall promptly serve the same according to requirements of law, and mandates thereof, and make due return as the law directs.

Issued and given under my hand and seal of said Court at Jefferson, Marion County, Texas, this the 22nd day of November, 2016.

Susan Anderson, District Clerk  
 Marion County, Texas

By: *Billie J. Westbrook*

## OFFICER'S OR AUTHORIZED PERSON'S RETURN

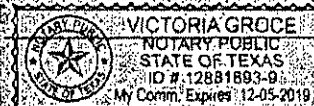
Came to hand this 28th day of November, 2016, and executed at State House at Jefferson, within the County of Marion, at 1:00 o'clock P.M. on the 30th day of November, 2016, by delivering to the within named Daniel Wayne Henson in person, a true copy of this citation together with the accompanying copy of the petition, and endorsed on said copy of citation the date of delivery.

Sheriff/Constable of \_\_\_\_\_ County, Texas  
 By: \_\_\_\_\_ Deputy

or authorized person: *Jeffery Bonner* SCH12383

Subscribed and sworn to before me, the undersigned authority, this \_\_\_\_\_ day of \_\_\_\_\_

Notary Public  
 Commission Expires: \_\_\_\_\_



RETURN TO COURT



Filed: 12/1/2016 3:18:17 PM  
 Susan Anderson  
 District Clerk,  
 Marion County, Texas  
 B. J. Westbrook

1600185  
 THE STATE OF TEXAS  
 MARION COUNTY  
 DISTRICT COURT

### CITATION FOR PERSONAL SERVICE

To: EARNEST DAYTON JOHNSON  
 189 DEEP VALLEY DRIVE  
 JEFFERSON, TEXAS 75657

#### NOTICE TO DEFENDANT:

YOU HAVE BEEN SUED. YOU MAY EMPLOY AN ATTORNEY. IF YOU OR YOUR ATTORNEY DO NOT FILE A WRITTEN ANSWER WITH THE CLERK WHO ISSUED THIS CITATION BY 10:00 A.M. ON THE MONDAY NEXT FOLLOWING THE EXPIRATION OF TWENTY DAYS AFTER YOU WERE SERVED THIS CITATION AND PETITION, A DEFAULT JUDGMENT MAY BE TAKEN AGAINST YOU.

You are hereby commanded to appear by filing a written answer to the petition of plaintiff at or before 10 o'clock a.m. of the Monday next after the expiration of twenty days after the date of service of this citation before the Honorable District Court of Marion County, Texas at the Courthouse of said County in Jefferson, Texas.

Said first amended petition was filed in said Court on the 21st day of November, 2016, in this cause, numbered 1600185 on the docket of said Court and styled:

MARY BOYD, et. vir  
 JAMES BOYD

VS

JEFF SLACK INDIVIDUALLY AND  
 D/B/A SUPERIOR INVESTMENT  
 HOLDING CO. LLC

ATTORNEY FOR PLAINTIFF:

THOMAS H BROWN  
 116 N. KILGORE ST.  
 KILGORE, TEXAS 75662

The nature of this demand is fully shown by a true and correct copy of the petition accompanying this citation and made a part hereof. The Officer executing this citation shall promptly serve the same according to requirements of law, and mandates thereof and make due return as the law directs.

Issued and given under my hand and seal of said Court at Jefferson, Marion County, Texas, this 1st day of November, 2016.

Susan Anderson, District Clerk  
 Marion County, Texas

By: *[Signature]*

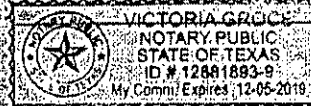
#### OFFICER'S OR AUTHORIZED PERSON'S RETURN

Came to hand this 28 day of November, 2016, and executed at 189 Deep Valley Dr. within the County of Johnson at 12:00 o'clock P.M. on the 30 day of November, 2016, by delivering to the within named: Earnest Dayton Johnson in person a true copy of this citation together with the accompanying copy of the petition, and endorsed on said copy of citation the date of delivery.

Sheriff/Constable of \_\_\_\_\_ County, Texas  
 By: \_\_\_\_\_ Deputy  
 or authorized person: Jeffrey Bonner, SCR 12393

Subscribed and sworn to before me the undersigned authority, this \_\_\_\_\_ day of \_\_\_\_\_

Notary Public  
 Commission Expires: \_\_\_\_\_



RETURN TO COURT

Filed: 1/5/2017 3:27:41 PM  
Susan Anderson  
District Clerk,  
Marion County, Texas  
B. J. Westbrook

CAUSE NO. 1600185

MARY BOYD, et vir  
JAMES BOYD

IN THE DISTRICT COURT

VERSUS

276<sup>TH</sup>/115<sup>TH</sup> JUDICIAL DISTRICT

JEFF SLACK, INDIVIDUALLY AND DBA  
SUPERIOR INVESTMENT HOLDING  
CO., LLC; EARNEST DAYTON JOHNSON  
AND DANIEL WAYNE HENSON

MARION COUNTY, TEXAS

**DEFENDANTS' ORIGINAL ANSWER**

DEFENDANTS, JEFF SLACK, and SUPERIOR INVESTMENTS HOLDING CO., LLC, file this Original Answer to Plaintiffs MARY BOYD and JAMES BOYD's Original Petition.

- A. The last three digits of defendant JEFF SLACK's driver's license number are 020 and of his Social Security Number are 020.
- B. Defendant SUPERIOR INVESTMENTS HOLDING CO., LLC is a Louisiana domiciled LLC and has not been issued a driver's license number or Social Security Number.

**GENERAL DENIAL**

1. Defendants general deny the allegations in Plaintiffs' Original Petition.

**OTHER DEFENSES**

2. Defendants are not liable to plaintiffs because plaintiff's own acts or omissions proximately caused or contributed to plaintiff's injury.

**JURY DEMAND**

3. Defendants demand a jury trial and tenders the appropriate fee with this answer.

**REQUEST FOR DISCLOSURE**

4. Under Texas Rules of Civil Procedure 194, defendants request that plaintiffs disclose, within 30 days of the service of this request, the information or material described in Rule 194.2.

**OBJECTION TO ASSOCIATE JUDGE**

5. Defendants object to the referral of this case to an associate judge for hearing a trial on the merits or presiding at a jury trial.

**PRAYER**

6. For these reasons, defendants ask the Court to dismiss this suit, render judgment that plaintiffs take nothing, assess costs against plaintiffs, and award defendants all other relief to which defendant is entitled.

CASTEN & PEARCE, APLC

P.O. Box 1180  
Shreveport, Louisiana 71163  
Telephone: (318) 221-3444  
Facsimile: (318) 221-8811  
[bsmith@castenandpearce.com](mailto:bsmith@castenandpearce.com)

By: /s/Brian D. Smith  
Brian D. Smith, Texas Bar No. 0788848  
ATTORNEYS FOR DEFENDANTS,  
JEFF SLACK AND SUPERIOR INVESTMENTS  
HOLDING CO., LLC

**C E R T I F I C A T E**

I hereby certify that a copy of the above and foregoing has this day been forwarded to all counsel of record via e-mail, facsimile and/or by placing same in the United States Mail properly addressed, and adequate postage paid thereon.

Shreveport, Louisiana this the 5<sup>th</sup> day of January, 2017.

\_\_\_\_\_  
/s/Brian D. Smith  
OF COUNSEL

\_\_\_\_\_